

160746



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

Issued by the Department of Transportation on March 21, 2002

NOTICE OF ACTION TAKEN -- DOCKET OST-96-1428-1/2

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Application of QANTAS AIRWAYS LIMITED filed 11/26/01

XX Renew exemption under 49 U.S.C. section 40109 to provide the following service:

Intermodal cargo services between any U.S. point as authorized by its foreign air carrier permit (See Order 94-3-27) and any other U.S. points. Qantas requests that the authority be renewed for an indefinite period or at least two years.

Applicant rep: Moffett B. Roller (202) 331-3300 DOT Analyst: Gerald Caolo (202) 366-2406

DISPOSITION

XX Granted, in part and subject to conditions (see below)

XX Balance dismissed (i.e. request for longer term authority, see below)

The above action was effective when taken: March 21, 2002, through March 21, 2004

XX Action taken by: **Paul L. Gretch, Director**
Office of International Aviation

XX Authority granted is consistent with the state of overall aviation relations between the United States and Australia.

Conditions: Except to the extent exempted or waived, this authority is subject to the route descriptions, terms, conditions, and limitations of Qantas' foreign air carrier permit and the requirements of 14 CFR 222 of the Department's Regulations.

Remarks: The authority for which Qantas requested renewal expired December 3, 2001, but had been kept in force pursuant to the provisions of the Administrative Procedure Act, 5 U.S.C. 558(c), as implemented by 14 CFR Part 377, pending action on its timely filed renewal application.

Dismissal: Consistent with our standard practice for this type of application, we granted Qantas exemption authority for a limited term, and dismissed its request for authority of unlimited duration.

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) our action was consistent with Department policy; and (2) grant of the exemption was consistent with the public interest. To the extent not granted or dismissed, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within seven (7) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:
<http://dms.dot.gov/general/orders/aviation>*